

MAR 19 2004

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I hereby certify that this correspondence, along with accompanying documents, pursuant to 37 C.F.R. §§1.6(d) and 1.8, are being sent via facsimile to (703) 872-9326, as well as via First Class Mail in an envelope addressed to: Mail Stop Non-Fec Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date: 3-19-04 By: [Signature]  
Signature of Person Transmitting Facsimile and Depositing First Class Mail

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE****UTILITY PATENT**

|               |  |                   |                   |
|---------------|--|-------------------|-------------------|
| Applicant(s): | Marks  | Atty. Docket No.: | 36207.0100        |
| Serial No.:   | 09/698,640   | Examiner:         | Fults, Richard C. |
| Filed:        | October 27, 2000   | Group Art Unit:   | 3628              |
| Title:        | METHODS AND APPARATUS FOR<br>ONLINE AUCTIONS AND<br>MARKET-PLACES UTILIZING<br>PROGRAM TERMS | Confirmation No.: | 4914              |

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Attached herewith is a Response to Office Action mailed December 19, 2003 in the captioned matter.

- I. Attached:**  
☒ Response to Office Action  
☒ Acknowledgment Postcard

**II. Small Entity Status**

- ☒ Small entity status under 37 C.F.R. §§1.9 and 1.27 is claimed.

**FEE CALCULATION, CLAIMS AS AMENDED**

|   | Claims<br>remaining<br>after<br>amendment | Highest<br>number<br>previously<br>paid for | Present<br>Extra |   |                  |             |
|---|---|---|------------------|---|------------------|-------------|
| Total Effective Claims  | 4   | 20  | = 0              | x | \$ 18.00 =       | 0.00        |
| Independent Claims  | 1   | 3   | = 0              | x | \$ 86.00 =       | \$0.00      |
| If amendment enters proper multiple dependent claim(s) into this application for first time (per application) |   |   |                  |   | \$280.00 +       | N/A         |
|   |   |   |                  |   | <b>Subtotal:</b> | <b>0.00</b> |

Application No. 09/698,640

**Fee Calculation: Request for Extension of Time  
pursuant to 37 C.F.R. §1.17(a)**

|  |                  |             |
|--|------------------|-------------|
| <input type="checkbox"/> Response filed within first month after due date – add  | \$ 110.00 +      | N/A         |
| <input type="checkbox"/> Response filed within second month after due date – add | \$ 420.00 +      | N/A         |
| <input type="checkbox"/> Response filed within third month after due date – add  | \$ 950.00 +      | N/A         |
| <input type="checkbox"/> Response filed within fourth month after due date – add | \$1480.00 +      | N/A         |
|  | <b>Subtotal:</b> | <b>0.00</b> |

If one of the "small entity" boxes above is checked, enter half (1/2) of the Subtotal and subtract.

**TOTAL FEES DUE** **\$0.00****III. Manner of Payment**

- ☐ Snell & Wilmer Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.
- ☐ Please charge Deposit Account No. 19-2814 in the amount of \$ \_\_\_\_\_.
- A duplicate copy of this sheet is attached for this purpose.**
- ☒ No additional fee is required.

**This statement does NOT authorize charge of the issue fee.** The Commissioner is hereby authorized to charge any other fee specifically authorized hereafter, or any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under 37 C.F.R. §§1.16-1.18 (deficiency only) now or hereafter relative to this Application and the resulting Official document under 37 C.F.R. §1.20, or credit any overpayment to Account No. 19-2814 for which purpose a duplicate copy of this sheet is attached.

Respectfully submitted,

Date:

3/19/04

By:

Daniel R. Pote, Reg. No. 43,011

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**FACSIMILE TRANSMISSION**

DATE: January 29, 2004

TIME IN:  
TIME OUT:

MAR 2 3 27

TO:

| Name  | Fax Number   | Phone Number |
|---|--------------|--------------|
| Richard C. Fults, Examiner<br>U.S. Patent and Trademark Office<br>Group Art Unit 3628 | 703-872-9326 | 703-305-5416 |

FROM: Daniel R. Pote

PHONE: 602-382-6325

RE: Our Docket No. 36207.0100

U.S. Patent Application Serial No. 09/698,640 ✓

## MESSAGE:

Please see attached. Original to follow by First Class Mail.

ORIGINAL DOCUMENT: Will be sent

NUMBER OF PAGES (Including Cover): 11 8

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